

Kansas Register Notice
Department of Health and Environment
Public Notice of Proposed Permit Renewal Action

The Kansas Department of Health and Environment (KDHE) received a Resource Conservation and Recovery Act (RCRA) permit renewal application for hazardous waste storage from Emerald Transformer PPM LLC (Operator) and Clean Harbors Coffeyville LLC (Owner) facility located at 2474 N. Hwy 169, Coffeyville, Kansas. KDHE is providing notice of its intent to renew the Facility's RCRA Permit, EPA identification number KSD981506025.

The permit allows the facility to receive and store hazardous waste in containers from off-site generators and other hazardous waste processors, and includes provisions for corrective action for any newly identified releases from the regulated units, solid waste management units, or areas of concern, groundwater monitoring and remediation for off-site and on-site groundwater contamination. The facility was originally permitted to store and incinerate hazardous wastes in 1991. The facility no longer burns hazardous waste. The facility clean closed the incinerator in 2005.

The draft permit is being considered for issuance under authority of the Kansas Statutes Annotated (K.S.A.) 65-3430 *et seq.* and Kansas Administrative Regulations (K.A.R.) 28-31-4 through 28-31-279a. Documents that support the permit conditions specified in the draft permit are part of the administrative record.

State hazardous waste laws require that the public be given at least 45 days to review the administrative record for the draft permit prior to KDHE taking a final action. The purpose of having a public comment period is to ensure that interested parties have an opportunity to evaluate the conditions specified in the draft permit and to provide their input into the permit decision-making process. A copy of the administrative record and all data submitted by the applicant, including the draft permit, fact sheet, permit application, and all other information pertaining to this permit action is available for public review from December 31, 2020 through February 15, 2021, Monday through Friday, during normal business hours at the following locations:

Kansas Department of Health and Environment
Hazardous Waste Permits Section
1000 SW Jackson, Suite 320
Topeka, Kansas 66612
KDHE Contact: Akhter Hossain
Tel: (785) 296-1610

Coffeyville Public Library
311 West 10th Street
Coffeyville, KS 67337
Contact: LeeAnn Stein
Tel: (620) 251-1370

The administrative record can also be accessed on the KDHE website at:
http://www.kdheks.gov/waste/p_pubnot_hw.html

Anyone wishing to comment on the draft permit should submit written comments postmarked no later than February 15, 2021 to the KDHE contact at the above listed address. In addition, anyone interested in obtaining further information on this permit renewal action should contact Akhter Hossain at (785) 296- 1610.

A public hearing has not been scheduled; however, any interested person may request a public hearing in writing which states the nature of the issues proposed to be raised in a public hearing. If written requests are received which indicate a significant degree of public interest in the draft permit, a public hearing will be scheduled, and advanced notice of hearing will be given to the public. After consideration of all comments received, the Secretary of KDHE will make a final decision to issue or deny the permit. Notice of the Secretary's decision will be given to the applicant, all persons who submitted written comments, those who commented at the public hearing, and those who requested notice of the final permit decision. If no comments are received during the public comment period, the permit will become effective immediately upon its issuance. If comments are received during the public comment period the permit will become effective 30 days after service of notice of the final permit decision to allow for public review of the department's response to comments and any revisions to the draft permit in accordance with 40 CFR 124.15 and K.A.R. 28-31-124(c)(8). Any appeal of the final permit decision must be filed within 15 days after service of notice in accordance with K.S.A 65-3440 and K.S.A. 77-601 *et.seq.*

Lee A. Norman, M.D., Secretary, Kansas Department of Health and Environment